SUPREME COURT OF NORTH CAROLINA

JABARI HOLMES, FRED CULP, DANIEL E. SMITH, BRENDON JADEN PEAY,¹ and PAUL KEARNEY, SR.,

Plaintiffs-Appellees,

v.

TIMOTHY K. MOORE in his official capacity as Speaker of the North Carolina House of Representatives; PHILLIP E. BERGER in his official capacity as President Pro Tempore of the North Carolina Senate; DAVID R. LEWIS, in his official capacity as Chairman of the House Select Committee on Elections for the 2018 Third Extra Session; RALPH E. HISE, in his official capacity as Chairman of the Senate Select Committee on Election for the 2018 Third Extra Session; THE STATE OF NORTH CAROLINA and THE NORTH CAROLINA STATE BOARD OF ELECTIONS.

From Wake County 18-CVS-15292 No. COA 22-16

Defendants-Appellants.

PLAINTIFFS-APPELLEES' MEMORANDUM OF ADDITIONAL AUTHORITY

¹ Plaintiffs-Appellees have separately moved to dismiss Brendon Jaden Peay from this appeal. That motion is currently pending before this Court.

Pursuant to Rule 28(g) of the North Carolina Rules of Appellate Procedure, Plaintiffs-Appellees submit the following additional authority for the Court's consideration in the above-captioned case:

1. N.C. State Conference of the NAACP v. Moore, No. 261A18-3, 2022-NCSC-99, at **P2-P3, P30-P34 (Aug. 19, 2022).

The cited case concerns two issues currently before this Court:

- (i) whether the sequence of events leading up to the passage of Senate Bill 824 supports an inference of discriminatory intent, see Legislative Defendants-Appellants' Br. at 31-34 and Plaintiffs-Appellees' Br. at 15-17, 34-38; and
- the legal significance of the passage of the voter-ID amendment by North Carolina voters in the context of considering Senate Bill 824's historical background and the sequence of events preceding its enactment, see Legislative Defendants-Appellants' Br. at 21, 29-30, 42-43 and Plaintiffs-Appellees' Br. at 32-34, 34-38.

Respectfully submitted this the 26th day of August, 2022.

SOUTHERN COALITION FOR SOCIAL JUSTICE

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N.C.R. App. P. 33(b) Certification: I certify that all of the attorneys listed below have authorized me to list their names on this document as if they had personally signed it.

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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing document was served upon all parties by electronic mail addressed to the following:

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Respectfully submitted this the 26th day of August, 2022.

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